

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS  
WESTERN DIVISION

CIVIL ACTION NO.: 04-30146

PEREZ BROTHERS MARKET, INC., ]

Plaintiff, ]

vs. ]

UNITED STATES OF AMERICA, ]

Defendant. ]

MOTION FOR STAY

Now comes the Plaintiff and moves this Honorable Court issue an Order staying the enforcement of the penalty levied against the Plaintiff by the Defendant.

The Plaintiff in its Complaint alleges that the suspension of the Plaintiff from the Food Stamp Program was unlawful.

While this appeal is pending, it is unfair to allow the penalty which is a drastic economic impact upon the Plaintiff to be enforced.

WHEREFORE, Plaintiff moves this Honorable Court issue an Order which prohibits the Defendant from enforcing the penalty of suspension from the Food Stamp Program.

The Plaintiff,  
Perez Brothers Market, Inc.,  
By Its Attorney,



Dated:

9-2-04

Steven R. Weiner, Esquire  
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Steven R. Weiner, Esquire

Attorney at Law  
Springfield, MA



**CERTIFICATE OF SERVICE**

I, Steven R. Weiner, Esquire hereby certify that on this 2nd day of September 2004 I caused a copy of the foregoing document to be served upon the parties in this action by mailing a copy of the same, postage prepaid, first class mail to Peter Conti, United States Department of Agriculture, MA/RI Field Office, 10 Causeway Street, Room 501, Boston, MA 02222; Mr. John M. Heslin, Chief, U.S. Department of Agriculture Food and Nutrition Service, Administrative Review Branch, 3101 Park Center Drive, Room 608, Alexandria, VA 22302-1594.



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Steven R. Weiner, Esquire

**Steven R. Weiner, Esquire**

Attorney at Law  
Springfield, MA